

**HEALTH REFORM - UNIFORM ELECTRONIC
STANDARDS - INSURANCE INFORMATION**

2010 GENERAL SESSION

STATE OF UTAH

LONG TITLE

General Description:

This bill amends provisions related to the use of uniform electronic standards for health insurance claims processing, insurance eligibility, and coordination of benefits.

Highlighted Provisions:

This bill:

- ▶ amends provisions related to uniform electronic standards for health insurance claims processing, electronic insurance eligibility information, and electronic information regarding the coordination of benefits;
- ▶ establishes a voluntary registry of software vendors who comply with electronic standards; and
- ▶ makes clarifying and technical amendments.

Monies Appropriated in this Bill:

None

Other Special Clauses:

This bill takes effect on July 1, 2010.

Utah Code Sections Affected:

AMENDS:

31A-22-614.5, as last amended by Laws of Utah 2008, Chapters 379 and 382

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **31A-22-614.5** is amended to read:

31A-22-614.5. Uniform claims processing -- Electronic exchange of health information.

(1) [~~Beginning July 1, 1993, all~~] All insurers offering health insurance shall:

(a) use a uniform claim form and uniform billing and claim codes; and

(b) provide for the electronic exchange of uniform insurance eligibility and coverage information and coordination of benefits information.

(2) (a) ~~The uniform [claim forms and billing codes] standards and information required in Subsection (1) shall be adopted and approved by the commissioner in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act. [The]~~

(b) When adopting rules under this section the commissioner:

(i) shall consult with [the director of the Division of Health Care Financing, the National Uniform Claim Form Task Force, and the National Uniform Billing Committee when adopting the uniform claims and billing codes.] national and state organizations involved with the electronic exchange of health data to develop the standards for the use and electronic exchange of uniform claim forms, billing and claim codes, insurance eligibility and coverage information, and coordination of benefits information;

(ii) may not require an insurer or administrator to use a specific software product or vendor; and

(iii) may require an insurer who participates in the All Payer Database created under Section 26-33a-106.1 to allow data regarding demographic and insurance coverage information to be electronically shared with the state's designated secure Health Information Master Person Index to be used:

(A) in compliance with data security standards established by:

(I) federal Health Insurance Portability and Accountability Act of 1996, Pub. L. 104-191, 110 Stat. 1936 standards; and

(II) the electronic commerce agreements established in a business associate agreement; and

(B) for the purpose of coordination of accident and health insurance benefits.

(3) (a) (i) ~~[Beginning July 1, 1995, all]~~ All insurers shall offer compatible systems of electronic billing and electronic transmission of eligibility and coverage information approved by the commissioner in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

(ii) The systems approved by the commissioner may include monitoring and disseminating information concerning eligibility and coverage of individuals.

(iii) The commissioner shall coordinate the administrative rules adopted under the

provisions of this section with the administrative rules adopted by the Department of Health for the implementation of the standards for the electronic exchange of clinical health information under Section 26-1-37. The department shall establish procedures for developing the rules adopted under this section, which ensure that the Department of Health is given the opportunity to comment on proposed rules.

(b) (i) The commissioner may provide information to health care providers regarding resources available to a health care provider to verify whether a health care provider's practice management software system meets the uniform electronic standards for data exchange required by this section.

(ii) The department may provide the information described in Subsection (3)(b)(i) by partnering with:

(A) a not for profit, broad based coalition of state health care insurers and health care providers who are involved in the electronic exchange of the data required by this section; or

(B) some other entity that the department determines is appropriate to provide the information described in Subsection (3)(b)(i).

~~(b)~~ (c) The commissioner shall regulate any fees charged by insurers to the providers for:

(i) uniform claim forms;

(ii) electronic billing; or

(iii) the electronic exchange of clinical health information permitted by Section 26-1-37.

Section 2. Effective date.

This bill takes effect on July 1, 2010.